

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *CG* D.C.

05 DEC 13 PM 5:20

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W.D. OF TENNESSEE

SHIRLEY CHAPLAIN,)
Plaintiff,)
v.)
OIL CAPITOL RELOCATION, INC.,)
TRANSGUARD INSURANCE COMPANY,)
ALLIED VAN LINES, INC.)
Defendants.)
)

05-2557 M1/V

SECOND ORDER TO SHOW CAUSE

Before the Court is Defendants' Motion to Dismiss, filed August 12, 2005. On September 7, 2005, the Court granted Plaintiff's Motion for Extension of Time, and ordered that Plaintiff respond to Defendants' motion to dismiss within thirty (30) days from the entry of that order. A response to Defendants' motion was due on or before October 10, 2005. On November 8, 2005, the Court entered an Order to Show Cause why Defendants' motion should not be granted. Plaintiff's response was due on November 22, 2005.

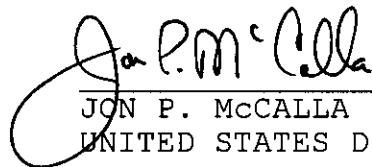
To date, Plaintiff has not filed a response to Defendants' Motion to Dismiss. Out of an abundance of caution, the Court enters this second order to show cause. The Court notes that Plaintiff is no longer represented by counsel, although it appears that the former counsel has communicated with Plaintiff

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regarding proceeding in federal court. The Court ORDERS the Clerk to reflect Plaintiff as proceeding pro se and to show Ms. Clinton as terminated in this cause.¹ Plaintiff is hereby ORDERED to SHOW CAUSE within ten (10) days of the date of entry of this order why Defendants' motion to dismiss should not be granted.²

Failure to respond to this Order to Show Cause in a timely manner may result in a judgment in favor of Defendants on the motion.

So ORDERED this 13 day of December, 2005.



JOHN P. McCALLA
UNITED STATES DISTRICT JUDGE

¹ The Clerk shall record Plaintiff's address as 5435 Eagle Bend Cove, Memphis, TN 38125. The Clerk is ORDERED to send this order directly to Plaintiff, as well as the first Order to Show Cause, entered November 8, 2005 (Docket No. 9).

² To comply with this Order, Plaintiff must file a written response to Defendants' motion.



Notice of Distribution

This notice confirms a copy of the document docketed as number 10 in case 2:05-CV-02557 was distributed by fax, mail, or direct printing on December 14, 2005 to the parties listed.

Chris Turner
GENERAL SESSIONS COURT
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140 Adams Avenue
Memphis, TN 38103

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Honorable Jon McCalla
US DISTRICT COURT